

STATE OF MAINE
OFFICE OF SECURITIES
121 STATE HOUSE STATION
AUGUSTA, ME 04333-0121

IN RE:

David J. Deschaine and
David J. Deschaine Installations, Inc.

CONSENT ORDER
No. 07-049-COR

In order to resolve this matter expeditiously, and without admitting or denying the facts or conclusions set forth below, David J. Deschaine and David J. Deschaine Installations, Inc. (collectively referred to as “Deschaine”) agree to entry of this Consent Order and waive their right to a hearing and to judicial review of this Consent Order.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. David J. Deschaine is a resident of South Portland, Maine. At all times relevant hereto, Deschaine has been president of David J. Deschaine Installations, Inc., a corporation organized under Maine law with a principal place of business in South Portland, Maine.
2. On or about July 10, 2006, Deschaine sold a business opportunity, as defined in 32 M.R.S.A. § 4691 to a Scarborough, Maine resident for \$100,000 and other consideration.
3. At no time has Deschaine been registered with the Maine Office of Securities to sell business opportunities in Maine.
4. Under 32 M.R.S.A. § 4696, a person must register with the Securities Administrator prior to selling, offering to sell, advertising, or taking any other act relating to the promotion of a business opportunity in Maine.
5. By selling a business opportunity without first registering, Deschaine violated 32 M.R.S.A. § 4696.
6. Whenever it appears to the Securities Administrator that any person has engaged in or is about to engage in any act or practice constituting a violation of 32 M.R.S.A. § 4691-4700-B, the Securities Administrator may issue an order directing the person to cease and desist from the act or practice.

NOW THEREFORE, it is ORDERED that Deschaine cease and desist from selling, offering to sell, advertising, or taking any other act relating to the promotion of a business opportunity in Maine except in compliance with the Regulations of the Sales of Business Opportunities, 32 M.R.S.A. § 4691- 4700-B, including any amendments to the Regulations

subsequent to the date of this Consent Order. It is FURTHER ORDERED that Deschaine pay \$75,000 plus interest to the Scarborough resident in rescission according to the following schedule:

1. \$10,000 on or before December 1, 2007;
2. \$2,500 on or before January 1, 2008;
3. \$2,500 on or before February 1, 2008;
4. \$2,500 on or before March 1, 2008;
5. \$2,500 on or before April 1, 2008;
6. \$5,000 on or before May 1, 2008;
7. \$5,000 on or before June 1, 2008;
8. \$5,000 on or before July 1, 2008;
9. \$5,000 on or before August 1, 2008;
10. \$5,000 on or before September 1, 2008;
11. Remaining balance on or before October 1, 2008.

The Remaining Balance shall be equal to \$75,000.00 less the amount paid as of September 30, 2008, plus interest running at the rate of 10% per annum on the outstanding balance of the amount owed each month until the remaining balance is paid in full. Should Deschaine fail to comply with the above payment schedule, the Securities Administrator has discretion either to declare this Consent Order null and void or to take any action available to enforce this Consent Order.

Date: December 26, 2007

s/David J. Deschaine
David J. Decshaine

Date: December 26, 2007

s/David J. Deschaine
David J. Deschaine Installations, Inc.
By: David J. Deschaine, President

Date: January 2, 2008

s/Bonnie E. Russell
Bonnie E. Russell
Acting Securities Administrator